

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

NIPPON SHINYAKU CO., LTD.,	)
	)
Plaintiff,	)
	)
v.	) C.A. No. 21-1015 (GBW)
	)
SAREPTA THERAPEUTICS, INC.,	)
	)
Defendant.	)
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SAREPTA THERAPEUTICS, INC. and THE	)
UNIVERSITY OF WESTERN AUSTRALIA,	)
	)
Defendant/Counter-Plaintiffs,	)
	)
v.	)
	)
NIPPON SHINYAKU CO., LTD.	)
and NS PHARMA, INC.	)
	)
Plaintiff/Counter-Defendants.	)

**STIPULATION AND [PROPOSED] ORDER  
TO EXTEND TIME FOR CERTAIN CASE DEADLINES**

IT IS HEREBY STIPULATED by the parties, subject to the approval of the Court, that the following case deadlines be extended as follows:

EVENT	CURRENT DATE (D.I. 143)	AMENDED DATE
Fact Discovery Cut Off (¶ 4a)	July 27, 2023	July 27, 2023 <b>(no change)</b>
Plaintiff & Counterclaim-Plaintiff to Provide Final Validity Contentions (¶ 7h)	July 20, 2023	August 10, 2023
Opening Expert Reports (¶ 4f)	August 14, 2023	September 5, 2023
Rebuttal Expert Reports (¶ 4f)	September 11, 2023	October 2, 2023
Reply Expert Reports (¶ 4f)	October 2, 2023	October 23, 2023
Close of Expert Discovery (¶ 4f)	October 30, 2023	November 20, 2023
Case Dispositive Motions (Opening Briefs) (¶13a)	November 20, 2023	December 11, 2023

EVENT	CURRENT DATE (D.I. 143)	AMENDED DATE
Answering Case Dispositive Briefs (¶13a)	December 15, 2023	January 12, 2024
Reply Case Dispositive Briefs (¶13a)	January 10, 2024	January 26, 2024
Deadline to File Proposed Voir Dire, Preliminary Jury Instructions, and Final Jury Instructions (¶ 20)	7 days before Pretrial Conference	7 days before Pretrial Conference <b>(no change)</b>
Deadline to File Joint Proposed Final Pretrial Order (¶ 19)	7 days before Pretrial Conference	7 days before Pretrial Conference <b>(no change)</b>
Pretrial Conference (¶ 19)	May 6, 2024	May 6, 2024 <b>(no change)</b>
Trial (7-day jury) (¶ 21)	May 13, 2024	May 13, 2024 <b>(no change)</b>

Although the date for the close of fact discovery remains unchanged, the parties agree to take certain outstanding depositions out of time, as previously agreed in correspondence between the parties or by court order. The parties also agree to mutually exchange final supplementation to the parties' objections and responses to Interrogatories and Requests for Admission served to date on August 15, 2023. This stipulation does not permit the parties to serve any new written discovery that has not been served as of June 27, 2023.

MORGAN, LEWIS & BOCKIUS LLP

*/s/ Amy M. Dudash*

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July 18, 2023

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*Attorneys for Defendants and Counter-Plaintiffs Sarepta Therapeutics, Inc. and The University of Western Australia*

SO ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

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The Honorable Gregory B. Williams  
United States District Court Judge